

Message Text

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ACTION EUR-12

INFO OCT-01 ISO-00 EURE-00 DHA-02 CIAE-00 DODE-00
PM-05 H-01 INR-07 L-03 NSAE-00 NSC-05 PA-01
PRS-01 SP-02 SS-15 USIA-06 SCS-03 SCA-01 IO-13
(ISO) W
-----090501 182249Z /42

P R 181650Z AUG 77
FM AMEMBASSY PARIS
TO SECSTATE WASHDC PRIORITY 7279
INFO AMEMBASSY BRUSSELS
AMEMBASSY LONDON
AMEMBASSY THE HAGUE

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E.O. 11652: N/A
TAGS: PINS, CARR, FR
SUBJECT: EXPULSION OF PHILIP AGEE

1. THE CONSUL GENERAL THIS MORNING RECEIVED A PHONE CALL FROM LONDON FROM A MR. MELVIN WULF WHO DESCRIBED HIMSELF AS THE LAWYER OF MR. PHILIP AGEE, HE ADDED THAT HE WAS AN AMERICAN, FORMERLY ACTIVE IN THE AMERICAN CIVIL LIBERTIES UNION, WHO HAPPENED TO BE VACATIONING IN LONDON. MR. WULF REFERRED TO RADIO AND PRESS TICKER REPORTS THIS MORNING STATING THAT PHILIP AGEE HAD BEEN ARRESTED IN THE FRENCH SEAPORT TOWN OF BOULOGNE-SUR-MER. MR. WULF ASKED THE CONSUL GENERAL IF HE COULD VERIFY IF THE FACTS WERE CORRECT AND IF SO WHAT WERE THE CHARGES AGAINST HIS CLIENT.

2. FOLLOWING THIS CONVERSATION THE CONSUL GENERAL GOT IN TOUCH WITH A HIGH OFFICIAL OF THE MINISTRY OF THE INTERIOR WHO STATED THAT AGEE HAD BEEN DETAINED AND WAS BEING TAKEN TO THE BELGIAN BORDER TO BE EXPELLED FROM
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FRANCE. HE ADDED THAT AGEE WAS THE SUBJECT OF AN EXPULSION ORDER ("MESURE D'INTERDICTION DU TERRITOIRE FRANCAIS"), IN EFFECT BANISHING HIM FROM THE COUNTRY AND FORBIDDING HIM TO RE-ENTER.

3. THE INTERIOR MINISTRY OFFICIAL WENT ON TO SAY THAT AGEE WAS BEING DEPORTED SINCE HIS PRESENCE IN FRANCE WAS

CONSIDERED UNDESIRABLE BECAUSE OF PAST AND CURRENT ACTIVITIES AND BECAUSE OF THE EFFECT THAT THESE ACTIVITIES MIGHT HAVE ON RELATIONS WITH CERTAIN FRIENDLY COUNTRIES. FINALLY, THE OFFICIAL STATED THAT A COMMUNIQUE WOULD BE ISSUED BY THE MINISTRY OF THE INTERIOR DURING THE COURSE OF THE DAY.

4. AFTER RECEIVING THIS INFORMATION THE CONSUL GENERAL CALLED MR. WULF BACK TELLING HIM THAT HE HAD BEEN INFORMED THAT MR. AGEE WAS BEING EXPELLED FROM FRANCE SINCE THE FRENCH GOVERNMENT CONSIDERED HIS PRESENCE HERE UNDESIRABLE. HE ADDED THAT THE MINISTRY PLANNED TO ISSUE A COMMUNIQUE ON THE SUBJECT DURING THE COURSE OF THE DAY. MR. WULF SAID THAT THIS WAS A GROSS VIOLATION OF HUMAN RIGHTS, ADDING THAT HE WOULD SEND A TELEGRAM TO THE SECRETARY OF STATE DEMANDING THAT THE U.S. GOVERNMENT MAKE A FORMAL PROTEST TO THE GOVERNMENT OF FRANCE. HE ALSO ASKED THAT THE AMBASSADOR MAKE A PARALLEL APPROACH TO THE STATE DEPARTMENT ASKING THAT HE BE AUTHORIZED TO MAKE SUCH A PROTEST.

5. THE CONSUL GENERAL MADE NO COMMENT OTHER THAN TO AGREE, AT MR. WULF'S INSISTANCE, THAT HE WOULD INFORM THE STATE DEPARTMENT OF MR. WULF'S VIEWS IN THIS MATTER AND ALSO WOULD BRING THEM TO THE ATTENTION OF THE AMBASSADOR. HE ADDED THAT IT WAS HIS UNDERSTANDING THAT LIMITED OFFICIAL USE

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UNDER ESTABLISHED PRINCIPLES OF INTERNATIONAL LAW ALL STATES HAD THE SOVEREIGN RIGHT TO DEPORT ALIENS WHOSE PRESENCE IN THEIR COUNTRY THEY CONSIDERED UNDESIRABLE. MR. WULF DID NOT QUESTION THIS PRINCIPLE OF LAW BUT CONTINUED TO MAINTAIN THAT HIS CLIENT'S RIGHTS HAD BEEN VIOLATED BOTH IN ENGLAND AND IN FRANCE, THAT THE CIA HAD PUT BOTH COUNTRIES UP TO IT, AND THAT AN OFFICIAL PROTEST FROM THE U.S. GOVERNMENT WAS IN ORDER, ESPECIALLY IN VIEW OF PRESIDENT CARTER'S DECLARED POSITION ON HUMAN RIGHTS ISSUES.

6. THE COMMUNIQUE FROM THE MINISTRY OF INTERIOR HAS NOW APPEARED ON THE AFP TICKER AND READS AS FOLLOWS (UNOFFICIAL TRANSLATION): QUOTE PHILIP AGEE ALIAS ANDERSON, AN AMERICAN CITIZEN WHO FORMERLY BELONGED TO THE SECRET SERVICE (SIC) OF THE UNITED STATES WAS DETAINED DURING THE EVENING OF AUGUST 17 AT BOULOGNE-SUR-MER AND WAS NOTIFIED AT THAT TIME OF A MEASURE PREVENTING HIM FROM ENTERING AND RESIDING IN FRANCE. HE WAS IMMEDIATELY ESCORTED TO THE BELGIAN FRONTIER. (PARAGRAPH) HIS PRESENCE ON FRENCH SOIL IS CONSIDERED UNDESIRABLE BECAUSE OF HIS PAST ACTIVITIES AND THE

CONSEQUENCES WHICH CERTAIN OF HIS PRESENT ACTIVITIES
MIGHT HAVE ON FRANCE'S RELATIONS WITH CERTAIN FRIENDLY

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PRS-01 SP-02 SS-15 USIA-06 SCS-03 SCA-01 IO-13

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P R 181650Z AUG 77

FM AMEMBASSY PARIS

TO SECSTATE WASHDC PRIORITY 7280

INFO AMEMBASSY BRUSSELS

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COUNTRIES. HE WAS ALSO THE SUBJECT IN NOVEMBER OF 1976
OF AN ORDER OF DEPORTATION FROM THE UNITED KINGDOM.
UNQUOTE.

7. OTHER PRESS REPORTS INDICATE THAT AGEE HAD BEEN IN
PARIS FOR TWO OR THREE WEEKS (SEE ALSO THE INTERVIEW
WITH HIM ALLEGEDLY IN PARIS IN THE AUGUST 22 ISSUE OF
"NEWSWEEK"). NEWS REPORTS ALSO SAY THAT HE HAD GONE
TO BOULOGNE-SUR-MER TO MEET HIS WIFE WHO WAS ARRIVING
BY BOAT FROM GREAT BRITAIN.

8. THE EMBASSY DOES NOT BELIEVE IT APPROPRIATE TO MAKE
ANY PROTEST TO THE FRENCH GOVERNMENT AS REQUESTED BY
MR. AGEE'S LAWYER. WE DO NOT BELIEVE THAT THIS CASE
INVOLVES A DENIAL OF HUMAN RIGHTS AND WE SEE NO
JUSTIFICATION TO LOOK BEHIND A SOVEREIGN ACT OF
ANOTHER GOVERNMENT, WHICH DOES NOT VIOLATE RECOGNIZED
PRINCIPLES OF INTERNATIONAL LAW.

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9. INsofar AS THE MEDIA IS CONCERNED, WE ARE SIMPLY
REFERRING INQUIRIERS TO THE INTERIOR MINISTRY'S
COMMUNIQUE AND STATING THAT THIS IS A MATTER ENTIRELY
WITHIN FRENCH JURISDICTION AND THAT THE FRENCH DECISION
WAS TAKEN FREELY AND WITHOUT ANY INTERVENTION BY THE
U.S. GOVERNMENT.
HARTMAN

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: EXPULSION
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Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
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Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
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Review Event:
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Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 1561585
Secure: OPEN
Status: NATIVE
Subject: EXPULSION OF PHILIP AGEE
TAGS: PINS, CARR, FR, (AGEE, PHILIP)
To: STATE
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/42068b58-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009